

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MAY 11, 2011, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND ARCHIE WILSON, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 55-11/PAYMENT OF BILLS...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 55-11** resolving to approve payment to vendors **in the total amount of \$1,478,182.65** as set forth in the BCC Approval Invoice Report(s) For Checks Dated May 11, 2011, Vendor Invoice List Report(s), Items paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor 05/09/2011, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/ THE TELECOMMUNICATIONS DIVISION (TTD)...ADDENDUM NUMBER 82705.2 WITH CINCINNATI BELL TELEPHONE COMPANY, LLC FOR MULTIPLE TELECOMMUNICATIONS VOICE AND DATA TRANSPORT SERVICES FOR SAME...06-0515-004...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security/The Telecommunications Division, with the concurrence of David L. Spinney, County Administrator, to execute Addendum Number 82705.2 to the Contract with Cincinnati Bell Telephone Company, LLC, 221 East Fourth Street, P. O. Box 2301, Cincinnati, Ohio 45201 for Multiple Telecommunications Voice & Data Transport Services, previously ratified by the Board of County Commissioners on 08/02/06 and subsequently amended on 10/25/06, 01/07/09, 07/22/09, 05/05/10 and 12/08/10, relative to Bid Item 1 identified as Flat Business Line Service, to add the Service Description at an additional cost of \$70.00 per month; Bid Item 4 identified as Prime Advantage Service, to add the Service Description at an additional cost of \$548.00 per month; and Bid Item 10, identified as Switched Long Distance Service, to add the Service Description as set forth in Addendum Number 82705.2 and the Terms and Conditions Supplement, attached thereto and made a part thereof, at the Department of Job and Family Services, WorkForce One, located at 756 Old State Route 74, Cincinnati, Ohio 45245, for a total increase of \$618.00 per month and an estimated total annual county contract amount of \$252,158.04, effective upon execution and to hereby extend the current contract for an additional and final one year period through 07/31/12 with all other terms and conditions of the original contract and amendments to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE:            OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY...  
ACCEPTANCE OF THE GENERAL TRADES CONTRACT WITH  
VALOR CONSTRUCTION CO., INC. RELATIVE TO THE CLERMONT  
COUNTY COMMUNICATIONS CENTER BUILDING EXPANSION AND  
REMODEL PROJECT LOCATED IN BATAVIA TOWNSHIP AS  
COMPLETE; EXECUTION OF THE CERTIFICATE OF SUBSTANTIAL  
COMPLETION THEREFORE; AND APPROVAL OF THE ESTIMATE  
FOR PARTIAL PAYMENT NUMBER 15, FINAL, FOR THE PROGRESS  
PAYMENT AND RELEASE OF RETAINAGE RELATIVE  
THERETO...08-1029-001...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to accept the General Trades Contract by and between the County of Clermont, Ohio, and Valor Construction Company, Inc., 1128 Ohio Pike, Amelia, Ohio 45102-9306 relative to the Clermont County Communications Center Building Expansion and Remodel Project located in Batavia Township as Complete as of 04/12/10 and to execute the Certificate of Substantial Completion therefore, and to approve the Estimate for Partial Payment Number 15, Final, which represents a progress payment in the amount of \$2,095.85 and the release of retainage in the principal amount of \$38,480.00, plus all accrued interest earned thereon relative thereto, with the retainage payable in the form of four (4) separate checks to Valor Construction Company, Inc. and/or the subcontractors as detailed below and further, to authorize the Clermont County Auditor to issue the referenced progress payment subsequent thereto:

Contractor and/or Subcontractor	Work Description	Amount
Valor Construction Company, Inc. 1128 Ohio Pike Amelia, Ohio 45102-9306	General Trades Contractor	\$ 2,095.85 (Final Progress Payment) \$ 27,870.30 Balance of the Retainage Plus Accrued Interest
Valor Construction Company, Inc. 1128 Ohio Pike Amelia, Ohio 45102-9306 and Rack Seven Paving 7208 Main Street Cincinnati, Ohio 45244	Subcontractor/Paving	\$3,362.80
Valor Construction Company, Inc. 1128 Ohio Pike Amelia, Ohio 45102-9306 and Tri State Steel 2508 Civic Center Drive Cincinnati, Ohio 45231	Subcontractor/Steel Roof	\$4,510.50
Valor Construction Company, Inc. 1128 Ohio Pike Amelia, Ohio 45102-9306 and Total Precast Solutions 60 Haltiner Avenue River Rouge, Michigan 48128	Subcontractor/Erection	\$2,736.40

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;    Mr. Wilson, Yes;    Mr. Humphrey, Aye.

**IN RE:            DEPARTMENT        OF        COMMUNITY        AND        ECONOMIC  
DEVELOPMENT...CONTRACT FOR PROFESSIONAL SERVICES  
WITH BRANDSTETTER CARROLL, INC. FOR PROJECT NUMBER  
2010-03 RELATIVE TO THE VILLAGE OF FELICITY MARKET**

**STREET REVITALIZATION COMPLETION PROJECT IN CONCERT  
WITH THE CLERMONT COUNTY COMMUNITY DEVELOPMENT  
BLOCK GRANT (CDBG) FORMULA PROGRAM FOR FISCAL YEAR  
2010...11-0429-004...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Department of Community and Economic Development, with the concurrence of David L. Spinney, County Administrator, to execute a Contract for Professional Services by and between the County of Clermont, Ohio, and Brandstetter Carroll, Inc., 424 East Fourth Street, Cincinnati, Ohio 45202 for engineering services for Project Number 2010-03 relative to the Village of Felicity Market Street Revitalization Completion Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2010, in the amount of \$10,000.00, with said services to commence upon issuance of a written Notice to Proceed from the Department of Community and Economic Development and to be completed within thirty days thereof, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT TRANSPORTATION CONNECTION...MEMORANDUM  
OF AGREEMENT WITH THE OHIO-KENTUCKY-INDIANA (OKI)  
REGIONAL COUNCIL OF GOVERNMENTS FOR THE PURPOSE OF A  
TRANSPORTATION PLANNING FORMAL AGREEMENT AS  
MANDATED BY THE FEDERAL TRANSIT ADMINISTRATION IN 23  
CFR 450.310...11-0505-002...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ben Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute a Memorandum of Agreement by and between the Board of County Commissioners, Clermont County, Ohio, on behalf of Clermont Transportation Connection, and the Ohio-Kentucky-Indiana (OKI) Regional Council of Governments, 720 East Pete Rose Way, Suite 420, Cincinnati, Ohio 45202, which designates OKI as the Metropolitan Planning Organization (MPO) responsible and accountable for transportation planning for all applicable state and federal requirements in the greater Cincinnati Metropolitan Area, as mandated by the Federal Transit Administration in 23 CFR 450.310, effective 07/01/11 through 06/30/15, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Abstained.

**IN RE: CLERMONT TRANSPORTATION CONNECTION...AMENDMENT  
NUMBER 2 TO THE CONTRACT FOR PROFESSIONAL SERVICES  
WITH MICHAEL SCHUSTER ASSOCIATES, INC. DBA MSA FOR  
ARCHITECTURAL AND PLANNING SERVICES RELATIVE TO THE  
CLERMONT TRANSPORTATION CONNECTION FACILITY  
RENOVATION/IMPROVEMENT PHASE I PROJECT...10-0129-004...  
EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to execute Amendment Number 2 to the Contract for Professional Services by and between the County of Clermont, Ohio, and Michael Schuster Associates, Inc., dba MSA, 316 West Fourth Street, Cincinnati, Ohio 45202 for the provision of architectural and planning services relative to the Clermont Transportation Connection Facility Renovation/Improvement Phase I Project, previously ratified by the Board of County Commissioners on 02/03/10 and subsequently amended on 12/08/10, for additional services as summarized in their letter dated January 19, 2011 and described in detail in two (2) letters dated 12/09/10 and 01/06/11, attached thereto and made a part thereof, which represents an increase in the amount of \$4,657.07, for a total adjusted contract price not to exceed \$111,450.07, with all other terms and conditions of the original Contract for Professional Services and Amendment Number 1 to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...  
CLARIFICATION OF INTENT RELATIVE TO THE AWARD OF BID  
AND EXECUTION OF THE CONTRACT WITH UTTER  
CONSTRUCTION, INC. FOR MAINTENANCE AND REPAIR OF THE  
WATER DISTRIBUTION AND/ OR WASTEWATER COLLECTION  
SYSTEMS AND APPURTENANCES WITHIN SAME...10-0422-  
002...APPROVED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen L. Knipp, Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, and upon the advice of Allan L. Edwards, Assistant Prosecuting Attorney, to clarify the intent of the award of bid and execution of contract for the Maintenance and Repair of the Water Distribution and/or Wastewater Collection Systems and Appurtenances with Utter Construction, Inc., 1302 State Route 133, Bethel, Ohio 45106, heretofore ratified by the Board of County Commissioners on 08/25/10, that the award of bid and execution of contract for the Maintenance and Repair of the Water Distribution and/or Wastewater Collection Systems and Appurtenances for Bid Items 1 through 5 and Bid Item 6 (A&B) as stated were based on estimated quantities pursuant to the specifications for an estimated total amount of \$361,770.40 effective for the period of 08/25/10 through 08/24/11, and, in accordance with Article 11 of the Contract for Maintenance and Repair of Water Distribution/Wastewater Collection Systems and Appurtenances, to exercise the option to extend the referenced contract for one additional one year term.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...  
CONTRACT FOR SERVICES FOR THE REMOVAL AND PROPER  
DISPOSAL OF AN ESTIMATED 5,000 CUBIC YARDS OF SPOILS  
FROM THE LEWIS ROAD OFFICE LOCATED IN PIERCE TOWNSHIP  
FOR SAME...11-0429-003...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen L. Knipp, Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute a Contract for Services by and between the County of Clermont, Ohio, and Evans Landscaping, 4229 Round Bottom Road, Cincinnati, Ohio 45244 for the removal and proper disposal of an estimated 5,000 cubic yards of spoils from the Lewis Road office located at 3685 Lewis Road, Amelia, Ohio 45102, in accordance with the scope of services as identified in Exhibit A, attached thereto and made a part thereof, for a total amount not to exceed \$23,750.00, with said services to be completed within 180 days of contractor's receipt of signed contract and notice to proceed from the Clermont County Water Resources Department, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS DIVISION...LEASE AGREEMENT WITH MBS CAPITAL, LLC FOR THE LEASE OF A SHARP COPIER AND EXECUTION OF A SERVICE AGREEMENT WITH MILLENNIUM BUSINESS SYSTEMS FOR COMPREHENSIVE MAINTENANCE RELATIVE THERETO...11-0429-001...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Judge Kathleen M. Rodenberg, Clermont County Court of Common Pleas/Domestic Relations Division, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute a Lease Agreement by and between the County of Clermont, Ohio, and MBS Capital, LLC, 5143 Kennedy Avenue, Cincinnati, Ohio 45213-2617 for the lease of a Sharp Copier, Model Number MX-753N, Serial Number 05008159, as identified therein, at the rate of \$370.00 per month, for a period of thirty-six (36) months, for a total amount not to exceed \$13,320.00, effective 04/15/11 through 04/14/14; and further, to execute a Service Agreement by and between the County of Clermont, Ohio, and Millennium Business Systems, 5143 Kennedy Avenue, Cincinnati, Ohio 45213 for comprehensive maintenance relative thereto at the rate of \$0.009 per copy, effective 04/15/11 through 04/14/12, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS DIVISION...EXECUTION OF ORDER FORM WITH WEST PUBLISHING COMPANY FOR THE PURCHASE OF FINPLAN EQUAL SHARES SOFTWARE AND FINPLAN NETWORKING SUBSCRIPTION SERVICES FOR SAME...11-0429-002...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Judge Kathleen M. Rodenberg, Clermont County Court of Common Pleas/Domestic Relations Division, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute an Order Form by and between the County of Clermont, Ohio, and West Publishing Corporation, 610 Opperman Drive, P. O. Box 64833, St. Paul, Minnesota

55164-1803 for the one-time purchase of FinPlan Equal Shares Software (Full Service # 40369891) at a cost of 295.00, as well as, the purchase of FinPlan Networking Subscription Services (Full Service #403376413) effective for a period of twelve months upon the receipt thereof at a cost of \$282.00, for a total amount not to exceed \$577.00, pursuant to and in compliance with the terms and conditions stated thereon.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes;    Mr. Proud, Yea;    Mr. Humphrey, Aye.

**IN RE:            BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF APPOINTMENT TO THE CLERMONT COUNTY ALCOHOL, DRUG ADDICTION AND MENTAL HEALTH SERVICES BOARD...APPROVED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Karen Scherra, Executive Director, Clermont County Mental Health and Recovery Board, with the concurrence of David L. Spinney, County Administrator, to appoint the following individual to serve on the Clermont County Alcohol, Drug Addiction and Mental Health Services Board for the term outlined below, pursuant to Section 340.02 of the Ohio Revised Code:

Name/Address	Term
M. Suzanne Carter 815 Lily Lane Cincinnati, Ohio 45245 DC# 11-0505-004	06/01/11 through 05/31/15 (Filling the expired term of Nancy Becker)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea;    Mr. Wilson, Yes;    Mr. Humphrey, Aye.

**IN RE:            BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 56-11/RESOLUTION TERMINATING THE HEISLER’S MILLS INCENTIVE DISTRICT TAX INCREMENT FINANCING (TIF) SITE AND THE REAL PROPERTY TAX EXEMPTION FOR THE SITE...05-1213-003...ADOPTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt **Resolution Number 56-11** resolving to terminate the Heisler’s Mills Incentive District Tax Increment Financing (TIF) Site, previously established by the Board of County Commissioners, Clermont County, Ohio, through the adoption of Resolution Number 258-05 on 12/15/05, with said Site described in Exhibit A, attached thereto and made a part thereof; to terminate the real property tax exemption for the Heisler’s Mills Incentive District TIF Site; to terminate the obligation of the owners of the real estate to make annual service payments in lieu of taxes to the Tax Equivalent Fund, as said Site has never been developed by the owner of the parcels of real estate within the Site, no public improvements have been constructed and no financing has occurred to fund any such public improvements therefore; and further, to terminate the Developer Agreement dated 12/28/05 by and between the Board of County Commissioners and Grand Communities, Ltd., Developer, for the provision of improvements to the Heisler’s Mills Incentive District TIF Site, effective on the earliest date allowed by law, pursuant to Section 5709.79 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 57-11/RESOLUTION TERMINATING THE TELFORD FARMS INCENTIVE DISTRICT TAX INCREMENT FINANCING (TIF) SITE AND THE REAL PROPERTY TAX EXEMPTION FOR THE SITE, AND TERMINATING THE DEVELOPMENT AGREEMENT RELATIVE THERETO...05-1213-005...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt **Resolution Number 57-11** resolving to terminate the Telford Farms Incentive District Tax Increment Financing (TIF) Site, previously established by the Board of County Commissioners, Clermont County, Ohio, through the adoption of Resolution Number 260-05 on 12/15/05, with said Site described in Exhibit A, attached thereto and made a part thereof; to terminate the real property tax exemption for the Telford Farms Incentive District TIF Site; to terminate the obligation of the owners of the real estate to make annual service payments in lieu of taxes to the Tax Equivalent Fund, as no public improvements have been constructed and no financing has occurred to fund any such public improvements therefore; and further, to terminate the Developer Agreement dated 12/28/05 by and between the Board of County Commissioners and Telford Farms Subdivision, LLC, Developer/Owner, for the provision of improvements to the Telford Farms Incentive District TIF Site and authorize the County Administrator to execute a Termination Agreement, on behalf of the Board, with Telford Farms Subdivision, LLC relative thereto, effective on the earliest date allowed by law, pursuant to Section 5709.79 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 58-11/RESOLUTION APPROVING THE DESIGNATION OF STEPHEN RABOLT AS ACTING COUNTY ADMINISTRATOR...11-0505-001...ADOPTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 58-11** resolving to approve the President of the Board of County Commissioners' designation of Stephen Rabolt, Director, Office of Technology, Communications and Security, as acting County Administrator, with Stephen Rabolt to perform the duties of the County Administrator when he is absent from his office, effective until such time as it is revoked by the President of the Board of County Commissioners or until an Assistant County Administrator is employed, pursuant to Section 305.29 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 59-11/RESOLUTION OF SUPPORT FOR THE APPALACHIAN REGIONAL COMMISSION (ARC)...11-0506-001...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 59-11** resolving to support President Obama's FY 2012 request of \$76 million for the Appalachian Regional Commission (ARC) and further resolving to support the Ohio Valley Regional Development Commission as its ARC Local Development District as stated therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 60-11/RESOLUTION OF SUPPORT FOR THE OHIO DEPARTMENT OF DEVELOPMENT (ODOD) APPALACHIAN DEVELOPMENT FUND LINE ITEMS...11-0506-002...ADOPTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 60-11** resolving to support continued funding of the Ohio Department of Development (ODOD) Appalachian Development Fund Line Items as set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION TO PAY THE JUDGMENT AND ALL ASSOCIATED FEES AND INTEREST IN CASE NO. 1:03-CV-572 PURSUANT TO THE ORDER OF THE FEDERAL DISTRICT COURT, SOUTHERN DISTRICT OF OHIO, WESTERN DIVISION...11-0510-006...APPROVED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Elizabeth Mason, Assistant Prosecuting Attorney, with the concurrence of David L. Spinney, County Administrator, to pay the judgment and all associated fees and interest in Case No. 1:03-CV-572 pursuant to the Federal District Court, Southern District of Ohio, Western Division.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**LET THE RECORD SHOW:** That a motion by Mr. Wilson, seconded by Mr. Humphrey, to approve the minutes of Work Session of **03/30/11** carried with Commissioners Wilson and Humphrey voting affirmatively thereon. Commissioner Proud abstained.

**LET THE RECORD SHOW:** That a motion by Mr. Proud, seconded by Mr. Wilson, to approve the minutes of Work Session of **04/13/11** carried with all members present voting affirmatively thereon.



**IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING  
RELATIVE TO THE REQUEST TO CHANGE THE NAME OF OLD  
STATE ROUTE 132 TO KOESTER KNOLL LOCATED IN STONELICK  
TOWNSHIP...11-0113-001**

**LET THE RECORD SHOW:** THAT A PUBLIC HEARING WAS SCHEDULED AT 1:30 P.M. THIS DATE IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE REQUEST TO CHANGE THE NAME OF OLD STATE ROUTE 132 TO KOESTER KNOLL LOCATED IN STONELICK TOWNSHIP AS REQUESTED BY THE BOARD OF STONELICK TOWNSHIP TRUSTEES, P. O. BOX 37, 457 SOUTH BROADWAY, OWENSVILLE, OHIO 45160, SUBSEQUENT TO THE PUBLIC HEARINGS HELD ON 03/02/11 AND 04/13/11 RELATIVE TO THE REQUEST TO CHANGE THE NAME OF OLD STATE ROUTE 132 TO STONELICK VIEW WITH THE ORIGINAL REQUEST BEING WITHDRAWN DUE TO OPPOSITION BY SEVERAL RESIDENTS.

\*\*\*THIS PUBLIC HEARING WAS RECORDED AND VIDEOTAPED AND EITHER/OR ARE AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.\*\*\*

JUDITH KOCICA, CLERK OF THE BOARD, READ INTO THE RECORD THE LEGAL NOTICE OF THE PROPOSED NAME CHANGE OF OLD STATE ROUTE 132 (T-3054) TO KOESTER KNOLL LOCATED IN STONELICK TOWNSHIP.

CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, PROVIDED AN OVERVIEW AND STATED THE OHIO DEPARTMENT OF TRANSPORTATION RECENTLY COMPLETED A PROJECT IMPROVING THE ALIGNMENT OF STATE ROUTE 132 IN STONELICK TOWNSHIP, NORTH OF OWENSVILLE. AS A RESULT, THEY CREATED A DEAD END ROAD NAMED OLD STATE ROUTE 132 (T-3054) UNDER THE MAINTENANCE RESPONSIBILITY OF STONELICK TOWNSHIP. MR. RISNER FURTHER STATED THAT THE OHIO DEPARTMENT OF TRANSPORTATION HAS AGREED TO COMPLETE IMPROVEMENTS TO THE PAVEMENT AND THAT THE COUNTY ENGINEER'S OFFICE HAS NO OBJECTION TO THE REQUEST TO CHANGE THE NAME OF OLD STATE ROUTE 132 TO KOESTER KNOLL.

NO ONE APPEARED IN OPPOSITION TO THE PROPOSED ROAD NAME CHANGE. MS. KOCICA INDICATED THERE WAS ONE (1) LETTER RECEIVED FROM THE OHIO DEPARTMENT OF TRANSPORTATION DATED 04/27/11 INDICATING THAT THEY HAD NO ISSUES WITH THIS NAME CHANGE.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THE PUBLIC HEARING WAS CONCLUDED AT 1:36 P.M. LOCAL TIME.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 61-11/RESOLUTION APPROVING THE NAME CHANGE OF OLD STATE ROUTE 132 TO KOESTER KNOLL LOCATED WITHIN STONELICK TOWNSHIP...11-0113-001...ADOPTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 61-11** resolving to change the name of Old State Route 132 (T-3054) to Koester Knoll located within Stonelick Township, as described therein, having found that there is good cause for the name change and that the name change will not be detrimental to the general interest pursuant to Section 5541.04 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 63-11/RESOLUTION AUTHORIZING THE PARTICIPATION OF CLERMONT COUNTY, OHIO, IN AN AMICUS CURIAE BRIEF IN SUPPORT OF KNOX COUNTY, OHIO, IN THE CASE OF STOCKBERGER ET AL. V. HENRY, CASE NO. 10CA000018, KNOX COUNTY COURT OF APPEALS...11-0511-001...ADOPTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt Resolution Number **63-11** resolving to authorize Clermont County, Ohio, to join with the County Commissioners Association of Ohio (CCAO) to participate in an amicus curiae brief in support of the Board of County Commissioners, Knox County, Ohio, in the case of Stockberger et al. v. Henry, Case No. 10CA000018, Knox County Court of Appeals, urging the Ohio Supreme Court to accept jurisdiction of said case, with no cost to Clermont County.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**LET THE RECORD SHOW:** THAT THE PRESIDENT OF THE BOARD OF COUNTY COMMISSIONERS RECESSED REGULAR SESSION AT 1:40 P.M. TO BE RECONVENED AT 2:00 P.M. THIS DATE.

**LET THE RECORD SHOW:** THE BOARD RECONVENED REGULAR SESSION AT 2:03 P.M.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING RELATIVE TO THE PROPOSED ADOPTION OF REVISED WATER MANAGEMENT SEDIMENT CONTROL REGULATIONS FOR THE COUNTY OF CLERMONT, OHIO...11-0325-010**

**LET THE RECORD SHOW:** THAT A SECOND PUBLIC HEARING WAS HELD THIS DATE AT 2:00 P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960 TO AFFORD PUBLIC COMMENT RELATIVE TO THE PROPOSED ADOPTION OF REVISED WATER MANAGEMENT SEDIMENT CONTROL REGULATIONS FOR THE COUNTY OF CLERMONT, OHIO, PURSUANT TO SECTION 307.79 OF THE OHIO REVISED CODE.

\*\*\*THIS PUBLIC HEARING WAS RECORDED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. AND 4:30 P.M. \*\*\*

JUDITH KOCICA, CLERK OF THE BOARD, READ INTO THE RECORD THE LEGAL NOTICE RELATIVE TO THE PROPOSED ADOPTION OF REVISED WATER MANAGEMENT SEDIMENT CONTROL REGULATIONS FOR CLERMONT COUNTY, OHIO.

RAYMOND SEBASTIAN, CHIEF BUILDING OFFICIAL, BUILDING INSPECTION DEPARTMENT, PROVIDED AN OVERVIEW OF THE HISTORY OF THE

REGULATIONS. HE FURTHER STATED THE REASON AND THE PROCESS USED FOR THE FORMULATION OF THE PROPOSED CHANGES TO THE WATER MANAGEMENT SEDIMENT CONTROL REGULATIONS FOR THE COUNTY OF CLERMONT, OHIO.

NO ONE APPEARED IN OPPOSITION TO, NOR WERE ANY COMMENTS RECEIVED EITHER IN FAVOR OF, OR IN OPPOSITION TO THE PROPOSED AFORE STATED REGULATIONS.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THIS PUBLIC HEARING WAS CONCLUDED AT 2:11 P.M. LOCAL TIME.

**IN RE: BUILDING INSPECTION DEPARTMENT...RESOLUTION NUMBER 62-11/RESOLUTION AUTHORIZING ADOPTION OF THE REVISED CLERMONT COUNTY WATER MANAGEMENT SEDIMENT CONTROL REGULATIONS FOR THE COUNTY OF CLERMONT, OHIO...11-0325-010...ADOPTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 62-11** authorizing the adoption of the Revised Water Management Sediment Control Regulations for the County of Clermont, Ohio, effective thirty-one days from adoption thereof, pursuant to and in compliance with Section 307.79 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**LET THE RECORD SHOW:** That a motion by Mr. Proud, seconded by Mr. Wilson, to approve the minutes of Regular Session of **05/11/11** carried with all members present voting affirmatively thereon.

**IN RE: ADJOURNMENT...APPROVED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:12 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**COMMISSIONERS' JOURNAL #306   CLERMONT COUNTY   REGULAR SESSION   05/11/11**

**BOARD OF COUNTY COMMISSIONERS  
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT  
ROBERT L. PROUD, VICE PRESIDENT  
ARCHIE WILSON, MEMBER**

**JUDITH KOCICA, CLERK OF THE BOARD**

**DATE APPROVED -5/11/11**